



**Request for City Council Committee Action
From the City Attorney's Office**

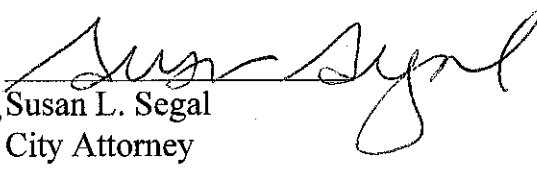
Date: November 21, 2014
To: Ways & Means/Budget Committee and Committee of the Whole
Referral to:

Subject: Adam Mitchell v. City of Minneapolis
Court File No.: 27-CV-14-5312

Recommendation: That the City Council approve the settlement of this case by payment of \$9,000.00 payable to Adam Mitchell and his attorneys, Walther Goss Law, from Fund/Org. 06900-1500100-145400 and authorize the City Attorney's Office to execute any documents necessary to effectuate settlement.

Previous Directives: None

Prepared by: Thomas J. Miller Phone: (612) 673-2897

Approved by: 
Susan L. Segal
City Attorney

Presenter in Committee: Susan L. Segal, City Attorney

Financial Impact:(Check those that apply)

- ☐ No financial impact (If checked, go directly to Background/Supporting Information).
- ☐ Action requires an appropriation increase to the _____ Capital Budget or _____ Operating Budget.
- ☐ Action provides increased revenue for appropriation increase.
- ☐ Action requires use of contingency or reserves.
- ☐ Business Plan: _____ Action is within the plan. _____ Action requires a change to plan._
- ☒ Other financial impact (Explain): \$9,000.00 from Fund/Org. 06900-1500100-145400
- ☐ Request provided to department's finance contact when provided to the Committee Coordinator.

Community Impact: Other

Background/Supporting Information:

This matter and subsequent claim arise out of a motor vehicle accident that occurred on December 10, 2007. Mr. Mitchell was traveling south on Lyndale Avenue North and entered the intersection at 35th Avenue North when he was struck by a City of Minneapolis Police squad car. His vehicle sustained moderate damage and was towed from the scene.

As a result of the crash, Adam Mitchell sustained compensable injuries and incurred in excess of \$4,223.82 in treatment expenses. He continues to suffer symptoms as a result of his injuries.

Following a mediation with his attorney, we have reached a tentative settlement of Mr. Mitchell's personal injury claim against the City in the amount of \$9,000.00. This proposed settlement has been discussed with the Police Department and they are in agreement with the terms. We believe that the settlement is in the best interests of the City and recommend approval by this Committee.

TJM / 13-23248